

Attorney's Docket:  
019937.0415 (ET 01-14)

PATENT APPLICATION

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TRANSMITTAL FOR U.S. PATENT APPLICATION  
UNDER 37 CFR §1.53(b)

**Mail Stop Patent Application**  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attorney's Docket: 019937.0415 (ET 01-14)  
Express Mail: EV 324628915 US

22387 U.S. PTO  
10/759959

Sir:

Transmitted herewith for filing is the original patent application of:

Inventors: Timothy E. Ostromek, et al.

For: COMBINING MULTIPLE SPECTRAL BANDS TO GENERATE  
AN IMAGE

**Pursuant to 37 C.F.R. § 1.213(a), Applicant respectfully requests that the above-identified patent application not be published under 35 U.S.C. § 122(b). Applicant hereby certifies that the invention disclosed in the above-identified application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.**

Enclosed are:

- (1) 24 pages of Specification, Claims and Abstract;
- (2) 5 pages of Declaration and Power of Attorney;
- (3) 1 page of Formal Drawings;
- (4) 4 pages of an Assignment of the invention to Litton Systems, Inc.;
- (5) 2 pages of separate cover sheet in compliance with 37 C.F.R. § 3.28 and § 3.31 is included with an Assignment recordal fee of \$40.00 pursuant to 37 C.F.R. § 1.21(h);
- (6) 1 page Nonpublication Request Under 35 U.S.C. § 122(b)(2)(B)(i);
- (7) 2 pages Information Disclosure Statement;
- (8) 1 page PTO Form 1449 with five attached references;
- (9) 1 card - Baker Botts Return Acknowledgment Postcard;
- (10) 1 page Certificate of Mailing by Express Mail; and
- (11) 2 pages - Patent Application Transmittal Form with attached patent application filing fee in the amount of \$942.00.

Applicant is a large entity.

FEE CALCULATION					FEE
	Number		Number Extra	Rate	Basic Fee \$770.00
Total Claims	20	-20	0	X \$18 =	0.00
Independent Claims	5	-3	2	X \$86 =	172.00
TOTAL FILING FEE =					\$942.00

Enclosed is a check in the amount of \$942.00 for the filing fee. Please charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P.

BAKER BOTTS L.L.P.  
Attorneys for Applicants



Keiko Ichiye  
Registration No 45,460

Date: January 16, 2004

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Dallas, Texas 75201-2980  
Tel. 214.953.6494

**Customer Number: 29428**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Timothy E. Ostromeck, et al.  
Date Filed: January 16, 2004  
Title: COMBINING MULTIPLE SPECTRAL BANDS TO  
GENERATE AN IMAGE


**MAIL STOP PATENT APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

I hereby certify that the attached Patent Application (24 pages, including Specification, Claims, and Abstract), Declaration and Power of Attorney (5 pages), 1 sheet of Formal Drawings, Assignment (4 pages), Assignment Cover Sheet (2 pages), Information Disclosure Statement (2 pages), PTO-1449 (1 page with five attached references), Nonpublication Request (1 page), Transmittal Form (2 pages), a check in the amount of \$942.00 to cover the application filing fee, a check in the amount of \$40.00 to cover the cost of recording the assignment, a Baker Botts return acknowledgment postcard, and this Certificate of Mailing are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on this 16th day of January, 2004 and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

  
\_\_\_\_\_  
Willie Jiles

Express Mail Receipt  
No. EV 324628915 US  
Attorney's Docket: 019937.0415 (ET 01-14)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	Timothy E. Ostromek, et al.
	Title	COMBINING MULTIPLE SPECTRAL BANDS TO GENERATE AN IMAGE
	Atty Docket Number	019937.0415 (ET 01-14)

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

BAKER BOTTS L.L.P.  
Attorneys for Applicants

January 16, 2004

Date

  
Signature

Keiko Ichiye  
(Typed or printed name)  
Reg No. 45,460

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.